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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/675,907	09/29/2003	Roy J. Doepker	0315-000452/REA	2933	
27572 759 HARNESS DICK	90 03/01/2007 KEY & PIERCE, P.L.C		EXAMINER		
P.O. BOX 828 FREAY, CHARLES GR			RLES GRANT		
BLOOMFIELD F	HILLS, MI 48303		ART UNIT	PAPER NUMBER	
•			3746	-	
SHORTENED STATUTORY	PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE		
2 MONT	rue	03/01/2007	DADED		

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

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		Application No.	Applicant(s)			
Office Action Summer		10/675,907	DOEPKER ET AL.			
	Office Action Summary	Examiner	Art Unit			
		Charles G. Freay	3746			
Period fo	The MAILING DATE of this communication ap or Reply	pears on the cover sheet w	ith the correspondence address			
WHIC - Exter after - If NO - Failu Any r	ORTENED STATUTORY PERIOD FOR REPL CHEVER IS LONGER, FROM THE MAILING D asions of time may be available under the provisions of 37 CFR 1. SIX (6) MONTHS from the mailing date of this communication. Period for reply is specified above, the maximum statutory period re to reply within the set or extended period for reply will, by statute reply received by the Office later than three months after the mailing and patent term adjustment. See 37 CFR 1.704(b).	DATE OF THIS COMMUN 136(a). In no event, however, may a will apply and will expire SIX (6) MO e. cause the application to become A	CATION. reply be timely filed NTHS from the mailing date of this communication BANDONED (35 U.S.C. & 133)			
Status						
1)	Responsive to communication(s) filed on					
		 s action is non-final.				
· · · · · · · · · · · · · · · · · · ·	Since this application is in condition for allowance except for formal matters, prosecution as to the merits is					
-,-	closed in accordance with the practice under					
Dispositi	on of Claims	and quayro, 1000 C.	5. 11, 100 0.3. 210.			
_	Claim(s) <u>1-55</u> is/are pending in the application					
	4a) Of the above claim(s) is/are withdra					
	Claim(s) is/are allowed.	iwii iioiii consideration.				
	Claim(s) <u>1-55</u> is/are rejected.		•			
	Claim(s) is/are objected to.					
	Claim(s) are subject to restriction and/o	or election requirement.				
Applicati	on Papers					
9) 🗆	The specification is objected to by the Examine	er.				
	The drawing(s) filed on is/are: a) acc		by the Examiner			
,—	Applicant may not request that any objection to the					
	Replacement drawing sheet(s) including the correct	• • • • • • • • • • • • • • • • • • • •	• /).		
11)	The oath or declaration is objected to by the E					
Priority u	ınder 35 U.S.C. § 119					
a)[Acknowledgment is made of a claim for foreign All b) Some * c) None of: 1. Certified copies of the priority document 2. Certified copies of the priority document 3. Copies of the certified copies of the priority document application from the International Bureation attached detailed Office action for a list	ts have been received. ts have been received in A prity documents have been tu (PCT Rule 17.2(a)).	Application No I received in this National Stage			
2) Notic Notic	t(s) e of References Cited (PTO-892) e of Draftsperson's Patent Drawing Review (PTO-948) mation Disclosure Statement(s) (PTO/SB/08) r No(s)/Mail Date <u>1/2004 and 4/2006</u> .	Paper No	Summary (PTO-413) s)/Mail Date Informal Patent Application 			

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DETAILED ACTION

This office action is in response to the preliminary amendment of September 29, 2003 and January 8, 2004.

Drawings

The drawings were received on September 29, 2003. These drawings are not entered.

In accordance with 37 CFR 1.84(c) the sheet of drawings must include be identified as "Replacement Sheet" in the top margin.

Specification

The disclosure is objected to because of the following informalities: the changes which were made to the specification by the Certificate of Correction of February 11, 2001 have not been entered into the specification.

Appropriate correction is required.

Reissue Declaration

The reissue oath/declaration filed with this application is defective (see 37 CFR 1.175 and MPEP § 1414) because of the following:

It does not identify the mailing address of each inventor. A mailing address is an address at which an inventor customarily receives his or her mail and may be either a home or business address. The mailing address should include the ZIP Code designation. The mailing address may be provided in an application data

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sheet or a supplemental oath or declaration. See 37 CFR 1.63(c) and 37 CFR 1.76.

It does not identify the city and either state or foreign country of residence of each inventor. The residence information may be provided on either an application data sheet or supplemental oath or declaration.

The examiner notes that the above noted material has not been provided for the second named Patentee, Mark Bass.

Claims 1-55 are rejected as being based upon a defective reissue declaration under 35 U.S.C. 251 as set forth above. See 37 CFR 1.175.

A declaration has not been filed addressing the errors corrected by the preliminary amendment of January 8, 2004.

In accordance with 37 CFR 1.175(b)(1), a supplemental reissue oath/declaration under 37 CFR 1.175(b)(1) must be received before this reissue application can be allowed.

Claims 1-55 are rejected as being based upon a defective reissue declaration under 35 U.S.C. 251. See 37 CFR 1.175. The nature of the defect is set forth above.

Receipt of an appropriate supplemental oath/declaration under 37 CFR

1.175(b)(1) will overcome this rejection under 35 U.S.C. 251. An example of acceptable language to be used in the supplemental oath/declaration is as follows:

"Every error in the patent which was corrected in the present reissue application, and is not covered by a prior oath/declaration submitted in this application, arose without any deceptive intention on the part of the applicant."

See MPEP § 1414.01.

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The nature of the defect(s) in the declaration is set forth in the discussion above in this Office action.

Applicant is reminded of the continuing obligation under 37 CFR 1.178(b), to timely apprise the Office of any prior or concurrent proceeding in which Patent No. 6,213,731 is or was involved. These proceedings would include interferences, reissues, reexaminations, and litigation.

Applicant is further reminded of the continuing obligation under 37 CFR 1.56, to timely apprise the Office of any information which is material to patentability of the claims under consideration in this reissue application.

These obligations rest with each individual associated with the filing and prosecution of this application for reissue. See also MPEP §§ 1404, 1442.01 and 1442.04.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Charles G. Freay whose telephone number is 571-272-4827. The examiner can normally be reached on Monday through Friday 8:30 A.M. to 5:30 P.M..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ehud Gartenberg can be reached on 571-272-4828. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

₡maries G Freay (Primary Examiner Art Unit 3746

CGF February 15, 2007 Title: COMPRESSOR PULSE WIDTH MODULATION

Inventors: Roy J. Doepker et al. Atty. Ref.: 0315-000452/REA

